



General Assembly

February Session, 2022

Raised Bill No. 349

LCO No. 2390



Referred to Committee on GOVERNMENT
ADMINISTRATION AND ELECTIONS

Introduced by:
(GAE)

***AN ACT CONCERNING THE FILLING OF VACANCIES AND
REPLACEMENT OF CANDIDATES ON ELECTION BALLOTS.***

Be it enacted by the Senate and House of Representatives in General
Assembly convened:

1 Section 1. Section 9-460 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective from passage*):

3 If any party has nominated a candidate for office, or, on and after
4 November 4, 1981, if a candidate has qualified to appear on any ballot
5 by nominating petition under a reserved party designation, in
6 accordance with the provisions of this chapter, and such nominee
7 thereafter, but prior to [twenty-four] forty-six days before the opening
8 of the polls on the day of the election for which such nomination has
9 been made, dies, withdraws such nominee's name or for any reason
10 becomes disqualified to hold the office for which such nominee has been
11 nominated (1) such party or, on and after November 4, 1981, the party
12 designation committee may make a nomination to fill such vacancy or
13 provide for the making of such nomination as its rules prescribe, and (2)
14 if another party that is qualified to nominate a candidate for such office

15 does not have a nominee for such office, such party may also nominate
 16 a candidate for such office as its rules prescribe. No withdrawal, and no
 17 nomination to replace a candidate who has withdrawn, under this
 18 section shall be valid unless the candidate who has withdrawn has filed
 19 a letter of withdrawal signed by such candidate with the Secretary of the
 20 State in the case of a state or district office or the office of state senator
 21 or state representative from any district, or with the municipal clerk in
 22 the case of a municipal office other than state senator or state
 23 representative. A copy of such candidate's letter of withdrawal to the
 24 municipal clerk shall also be filed with the Secretary of the State. No
 25 nomination to fill a vacancy under this section shall be valid unless it is
 26 certified to the Secretary of the State in the case of a state or district office
 27 or the office of state senator or state representative from any district, or
 28 to the municipal clerk in the case of a municipal office other than state
 29 senator or state representative, by the organization or committee
 30 making such nomination, at least [twenty-one] forty-two days before
 31 the opening of the polls on the day of the election, except as otherwise
 32 provided by this section. If a nominee dies within [twenty-four] forty-
 33 six days, but prior to twenty-four hours before the opening of the polls
 34 on the day of the election for which such nomination has been made, the
 35 vacancy may be filled in the manner prescribed in this section by two
 36 o'clock p.m. of the day before the election with the municipal clerk or
 37 the Secretary of the State, as the case may be. If a nominee dies within
 38 twenty-four hours before the opening of the polls and prior to the close
 39 of the polls on the day of the election for which such nomination has
 40 been made, such nominee shall not be replaced and the votes cast for
 41 such nominee shall be canvassed and counted, and if such nominee
 42 receives a plurality of the votes cast, a vacancy shall exist in the office
 43 for which the nomination was made. The vacancy shall then be filled in
 44 a manner prescribed by law. A copy of such certification to the
 45 municipal clerk shall also be filed with the Secretary of the State. Such
 46 nomination to fill a vacancy due to death or disqualification shall
 47 include a statement setting forth the reason for such vacancy. If at the
 48 time such nomination is certified to the Secretary of the State or to the
 49 municipal clerk, as the case may be, the [ballot labels] ballots have

50 already been printed, the Secretary of the State shall direct the municipal
 51 clerk in each municipality affected to (A) have the [ballot labels] ballots
 52 reprinted with the nomination thus made included thereon, (B) cause
 53 printed stickers to be affixed to the [ballot labels] ballots so that the name
 54 of any candidate who has died, withdrawn or been disqualified is
 55 deleted and the name of any candidate chosen to fill such vacancy
 56 appears in the same position as that in which the vacated candidacy
 57 appeared, or (C) cause blank stickers to be so affixed if the vacancy is
 58 not filled.

This act shall take effect as follows and shall amend the following sections:		
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Section 1	<i>from passage</i>	9-460
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GAE *Joint Favorable*